

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF INDIANA  
SOUTH BEND DIVISION**

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In re FEDEX GROUND PACKAGE ) Cause No. 3:05-MD-527-RM  
SYSTEM, INC., EMPLOYMENT ) (MDL 1700)  
PRACTICES LITIGATION )  
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 )  
THIS DOCUMENT RELATES TO: )  
 ) Chief Judge Miller  
ALL ACTIONS ) Magistrate Judge Nuechterlein  
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**PLAINTIFFS' MOTION TO STRIKE OR EXCLUDE DECLARATIONS OF  
PUTATIVE CLASS MEMBERS SUBMITTED BY DEFENDANT**

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Pursuant to Rule 37(c) and 23(d) of the Federal Rules of Civil Procedure, Plaintiffs hereby move this Court for an Order to strike or exclude the declarations of purported class members submitted by FXG with its opposition briefs filed on April 27, 2007.

This motion will be based upon all files, records and proceedings herein, and the memorandum of law that will be filed in accordance with the local rules of this district.

Dated: May 29, 2007

Respectfully Submitted,

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